



ORIGINAL

COURT UNITED STATES DISTRICT COURT
COUNTY OF SOUTHERN DISTRICT OF NEW YORKNICOLE MILLER, LTD. A NEW YORK CORPORATION AND KOBRA
INTERNATIONAL, LTD. A NEW YORK CORPORATION

Plaintiff(s)

against

DIANE GILMAN D/B/A DGCBS INC. A NEW YORK CORPORATION;
ET AL.

Defendant(s)

Index No. 07 CIV 9895

AFFIDAVIT OF
SERVICE OF SUMMONS
(AND COMPLAINT)IN A CIVIL CASE, COMPLAINT FOR COPYRIGHT
INFRINGEMENT, UNFAIR COMPETITION AND FALSE
DESIGNATION OF ORIGIN AND UNLAWFUL AND
DECEPTIVE ACTS AND PRACTICES, PLAINTIFFS'
RULE 7.1 CERTIFICATION

STATE OF NEW YORK, COUNTY OF NEW YORK SS: The undersigned, being duly sworn, deposes and says; deponent is not a
party herein, is over 18 years of age and resides at QUEENS, NEW YORK
That on 11/9/07 at 4:01 PM., at 555 WEST 18TH STREET, NEW YORK, NEW YORK 1ST FL.
deponent served the within summons, and complaint on HOME SHOPPING NETWORK, INC. defendant therein named,
SEE ABOVE STATED DOCUMENTS A FLORIDA CORPORATION

INDIVIDUAL

1. ☐by delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as
said defendant therein.

CORPORATION

2. ☒a DOMESTIC corporation, by delivering thereat a true copy of each to JANE CHUNG
personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and
knew said individual to be MANAGING AGENT thereof.

SUITABLE AGE PERSON

3. ☐by delivering thereat a true copy of each to a person of suitable age
and discretion. Said premises is defendant's—actual place of business—dwelling place—usual place of abode—within the state.

AFFIXING TO DOOR, ETC.

4. ☐by affixing a true copy of each to the door of said premises, which is defendant's—actual place of business—dwelling place—
usual place of abode—within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age
and discretion thereat, having called thereMAILING TO
RESIDENCE
USE WITH 3 OR 45A. ☐Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to
defendant at defendant's last known residence, at and deposited
said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State.MAILING TO
BUSINESS
USE WITH 3 OR 45B. ☐Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly
addressed to defendant at defendant's actual place of business, at
in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore
the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the
communication was from an attorney or concerned an action against the defendant.DESCRIPTION
USE WITH
1, 2, OR 3☒

<input type="checkbox"/> Male	<input type="checkbox"/> White Skin	<input type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14-20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input checked="" type="checkbox"/> Female	<input type="checkbox"/> Black Skin	<input checked="" type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input checked="" type="checkbox"/> 21-35 Yrs.	<input checked="" type="checkbox"/> 5'0"-5'3"	<input checked="" type="checkbox"/> 100-130 Lbs.
	<input checked="" type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input type="checkbox"/> Mustache	<input type="checkbox"/> 36-50 Yrs.	<input type="checkbox"/> 5'4"-5'8"	<input type="checkbox"/> 131-160 Lbs.
	<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> Beard	<input type="checkbox"/> 51-65 Yrs.	<input type="checkbox"/> 5'9"-6'0"	<input type="checkbox"/> 161-200 Lbs.
	<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs.	<input type="checkbox"/> Over 6'	<input type="checkbox"/> Over 200 Lbs.

Other identifying features:

USE IN
NYC CIVIL CT.☐The words "CONSUMER CREDIT TRANSACTION" were prominently displayed at the top of the summons(es) and the additional
legend was printed in not less than 12 point bold upper case type on the summons(es) pursuant to 22 NYCRR §208.6(d) and (f).MILITARY
SERVICE☐I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any
capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of
my information and the grounds of my belief are the conversations and observations above narrated. Upon information and
belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either
the State or in the Federal statutes.Sworn to before me on
11/12/07

IRVING BOTWINICK
Notary Public, State of New York
No. 01804657147
Qualified in Rockland County
Commission Expires Oct. 31, 2009

PRINT NAME BELOW SIGNATURE

RONNIE N. LEE

License No. 1247929